

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS OF
ALLEGHENY HEALTH, EDUCATION
AND RESEARCH FOUNDATION,

Plaintiff,

V.

PRICEWATERHOUSECOOPERS, LLP,

Defendant.

Civil Action No. 00-684

Judge David Stewart Cercone

JOINT MOTION TO MODIFY MEDIATION DATE

Plaintiff The Official Committee of Unsecured Creditors of the Allegheny Health, Education and Research Foundation, joined by defendant PricewaterhouseCoopers, LLP, moves this Court for an order briefly postponing the dates on which the parties shall submit confidential mediation statements and appear for mediation. As set forth in Magistrate Judge Lenihan's Order of June 29, 2005, the current deadline for filing mediation statements is September 1, 2005, and the mediation currently is scheduled for September 6, 2005.

To facilitate attendance by appropriate representatives of the Committee and PwC, the majority of which representatives work and reside outside of Pittsburgh, the Committee and PwC jointly seek to reschedule the mediation of this action before Magistrate Judge Lenihan to September 26, 2005, a date on which those representatives and Magistrate Judge Lenihan are all available. This modest change in the mediation date, facilitating the attendance of the appropriate representatives of the parties, will promote the potential for meaningful mediation exchanges and thereby the goals of alternative dispute resolution.

The parties therefore request that this Court reschedule the mediation to September 26, 2005, and that the Court set a new date for the submission of confidential settlement

statements, which shall be modestly in advance of the new mediation. A proposed Order is attached.

Respectfully submitted,

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Date: August 8, 2005

**IN THE UNITED STATES DISTRICT COURT
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THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS OF
ALLEGHENY HEALTH, EDUCATION &
RESEARCH FOUNDATION,

Plaintiff,

V.

PRICEWATERHOUSECOOPERS, L.L.P.

Defendant.

Civil Action No. 00-684

Judge David Stewart Cercone

ORDER MODIFYING MEDIATION DATE

On this _____ day of August, 2005, having considered the parties' Joint Motion to Modify Mediation Date, it is hereby ORDERED that the parties' Joint Motion is GRANTED.

The parties shall attend a mediation before the undersigned, pursuant to the terms of the June 27, 2005, Order for Mediation. The mediation now shall be held on Monday, September 26, 2005, at 9:30 a.m. at the location set forth in the Order for Mediation. Confidential settlement statements shall be submitted to the undersigned, but not filed with the Clerk, on or before September ___, 2005.

Lenihan, M.J.